

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEPATENT

In re application of:

. Russell Pflueger) Group Art Unit: 3743

Serial No. 10/541,255)) Examiner: Unknown

Filed: March 27, 2006))

For: APPARATUS AND METHODS FOR)
TREATING SLEEP APNEA)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on or before

August 8, 2006
Date
Alicia Curran

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant wishes to call to the attention of the Examiner the documents cited on the accompanying Form PTO-1449. No concession is made that these documents are prior art, and applicant expressly reserves the right to antedate the documents as may be appropriate. Applicant requests that each of these documents be made of record in the above-identified application.

Respectfully submitted,

Frank J. Uxa
Attorney for Applicant
Reg. No. 25,612
4 Venture, Suite 300
Irvine, CA 92618
(949) 450-1750
Facsimile (949) 450-1764



Sheet 1 of 15

Form PTO-1445

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**
(Use several sheets if necessary)

Docket Number: D-3077 CIP

Application Number: 10/541,255

Applicant: Pfleuger

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	D	4	5	8	6	7	9	06/11/02	Thompson et al.			
	3	9	9	3	0	7	8	11/23/76	Bergantz et al.			
	4	1	9	8	9	6	7	04/22/80	Dror			
	4	3	0	4	2	2	7	12/08/81	Samelson			
	4	5	7	2	1	8	6	02/25/86	Gould et al.			
	4	5	8	0	5	6	8	04/08/86	Gianturco			
	4	6	6	5	9	1	8	05/19/87	Garza et al.			
	4	6	7	6	2	4	0	06/30/87	Gardy			
	4	7	3	2	1	5	2	03/22/88	Wallsten et al.			
	4	7	9	4	9	2	4	01/02/89	Eliachar			
	4	8	2	1	7	1	5	04/18/89	Downing			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS

EXAMINER	DATE CONSIDERED
/Clinton Ostrup/	01/27/2009

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to the applicant.

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /CTO/



Sheet 2 of 15

Form PTO-1449

**INFORMATION DISCLOSURE CITATION
IN AN APPLICATION**
(Use several sheets if necessary)

Docket Number: D-3077CIP

Application Number: 10/541,255

Applicant: Pfizer

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	4	8	4	8	3	4	3	07/18/89	Wallsten et al.			
	4	8	7	5	4	8	0	10/24/89	Imbert			
	4	9	5	0	2	2	7	08/21/90	Savin et al.			
	5	0	2	6	3	7	7	06/25/91	Burton et al.			
	5	0	3	7	4	2	7	08/06/91	Harada et al.			
	5	0	4	8	5	1	8	09/17/91	Eliachar et al.			
	5	0	6	1	2	7	5	10/29/91	Wallsten et al.			
	5	0	6	4	4	3	5	11/12/91	Porter			
	5	0	7	1	4	0	7	12/10/91	Termin et al.			
	5	0	7	8	7	2	0	01/07/92	Burton et al.			
	5	1	1	7	-8	1	6	06/02/92	Shapiro			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS

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Sheet 3 of 15

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Docket Number: D-3077CIP

Application Number: 10/541,255

Applicant: Pfleiderer

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER						DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
5	1	4	7	3	7	0	09/15/92	McNamara et al.			
5	2	0	1	7	5	7	04/13/93	Heyn et al.			
5	3	0	6	2	9	4	04/26/94	Winston et al.			
5	3	6	0	4	0	1	11/01/94	Turnland			
5	4	7	4	5	6	3	12/12/95	Myler et al.			
5	4	7	6	5	0	5	12/19/95	Limon			
5	4	9	4	0	2	9	02/27/96	Lane et al.			
5	5	3	4	0	0	7	07/09/96	St. Germain et al.			
5	5	7	1	1	3	5	11/05/96	Fraser et al.			
5	6	0	3	6	9	8	02/18/97	Roberts et al.			
5	6	1	1	3	5	5	03/18/97	Hilsen			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
					YES ND

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Form PTO-1449

**INFORMATION DISCLOSURE CITATION
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Docket Number: D-3077 CTP

Application Number: 10/541,255

Applicant: Plueger

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
5	6	3	2	7	7	1	05/27/97	Boatman et al.				
5	6	4	2	7	3	7	07/01/97	Parks				
5	6	4	3	3	0	9	07/01/97	Myler et al.				
5	6	4	9	5	4	0	07/22/97	Alivarez et al.				
5	6	6	4	5	6	7	09/09/97	Linder				
5	6	8	2	9	0	3	11/04/97	Meade				
5	6	8	3	4	5	1	11/04/97	Lenker et al.				
5	7	0	9	7	0	3	01/20/98	Lukic et al.				
5	7	1	8	2	2	4	02/17/98	Muchin				
5	7	3	8	1	1	4	04/14/98	Edwards				
5	7	7	2	6	6	8	06/30/98	Summers et al.				

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Applicant: Pfleuger

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	5	7	7	6	1	4	2	07/07/98	Gunderson			
	5	7	9	1	3	4	1	08/11/98	Bullard			
	5	7	9	7	9	5	2	08/25/98	Klein			
	5	8	0	0	3	7	9	09/01/98	Edwards			
	5	8	1	5	9	0	4	10/06/98	Clubb et al.			
	5	8	3	6	9	6	6	11/17/98	St. Germain			
	5	8	6	8	1	3	8	02/09/99	Halstrom			
	5	8	9	3	3	6	5	04/13/99	Anderson			
	5	9	1	1	7	5	2	06/15/99	Dustrude et al.			
	5	9	5	0	6	2	4	09/14/99	Hart			
	5	9	5	4	0	5	0	09/21/99	Christopher			

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							Applicant: Pflueger			Filing Date: 3/27/06
U. S. PATENT DOCUMENTS										
EXAMINER INITIAL	DOCUMENT NUMBER					DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	5	9	7	0	9	7	5	10/26/99	Estes et al.	
	5	9	8	0	5	3	3	11/09/99	Holman	
	5	9	8	8	1	7	0	11/23/99	Thomas	
	6	0	0	4	3	4	2	12/21/99	Fills	
	6	0	1	9	7	7	9	02/01/00	Thorud et al.	
	6	0	2	2	3	4	3	02/08/00	Johnson et al.	
	6	0	2	7	5	1	6	02/22/00	Kolobow et al.	
	6	0	2	7	8	6	3	02/22/00	Donadio III	
	6	0	3	3	3	9	4	03/07/00	Vidlund et al.	
	6	0	5	8	9	3	1	05/09/00	Muchin	
	6	0	9	0	1	1	5	07/18/00	Beyar et al.	
FOREIGN PATENT DOCUMENTS										
	DOCUMENT NUMBER			DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION		
								YES	NO	
OTHER DOCUMENTS										
EXAMINER /Clinton Ostrup/					DATE CONSIDERED 01/27/2009					
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U. S. PATENT DOCUMENTS

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	6	0	9	2	5	2	3					
	6	0	9	8	6	1	6	08/08/00	Lundy Jr. et al.			
	6	1	0	6	5	4	1	08/22/00	Hurbis			
	6	1	1	0	1	6	4	08/29/00	Vidlund			
	6	1	2	3	0	8	2	09/26/00	Berthon-Jones			
	6	1	2	6	6	1	1	10/03/00	Bourgeois et al.			
	6	1	2	6	6	5	7	10/03/00	Edwards			
	6	1	2	9	0	8	4	10/10/00	Bergersen			
	6	1	3	2	4	6	0	10/17/00	Thompson			
	6	1	3	2	4	6	1	10/17/00	Thompson			
	6	1	6	1	5	4	1	12/19/00	Woodson			

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EXAMINER INITIAL	DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6	1	6	1	5	4	2	12/19/00	Halstrom			
	6	1	7	1	3	1	4	01/09/01	Rotramel			
	6	1	8	3	4	9	3	02/06/01	Zammit			
	6	2	3	8	4	1	1	05/29/01	Thorner			
	6	2	3	8	4	3	0	05/29/01	Klumb et al.			
	6	2	4	8	1	2	2	06/19/01	Klumb et al.			
	6	2	5	0	3	0	7	06/26/01	Conrad et al.			
	6	2	5	4	6	3	1	07/03/01	Thompson			
	6	2	5	7	2	3	6	07/10/01	Dutkiewicz			
	6	2	7	0	5	1	2	08/07/01	Rittmann			
	6	2	7	3	8	7	6	08/14/01	Klima et al.			

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Docket Number: D-3077 CIP

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Applicant: Pfleuger

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER						DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE
	6	3	0	5	3	7					
	6	3	2	5	0	6	4	10/23/01	Thomton		
	6	3	2	8	7	5	3	12/04/01	Thomton		
	6	3	2	9	3	5	2	12/11/01	Zammit		
	6	3	4	5	2	0	2	02/05/02	Meyer et al.		
	6	3	5	8	2	7	4	03/19/02	Richmond et al.		
	6	3	6	3	9	3	5	04/02/02	Thompson		
	6	3	7	1	1	1	2	04/16/02	Boussignac		
	6	3	7	1	9	5	3	04/16/02	Bibl		
	6	3	7	1	9	7	9	04/16/02	Beyar et al.		
	6	3	7	4	8	2	4	04/23/02	Beyar et al.		
	6	3	7	4	8	2	4	04/23/02	Thomton		

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							Applicant: Pfizer					
							Filing Date: 3/27/06		Group Art Unit: 3743			
U. S. PATENT DOCUMENTS												
EXAMINER INITIAL	DOCUMENT NUMBER						DATE	NAME	CLASS	SUBCLASS	RULING DATE IF APPROPRIATE	
6 3 7 9 3 1 1							04/30/02	Gaumond et al.				
6 3 8 6 1 9 9							05/14/02	Alfery				
6 3 9 0 0 9 6							05/21/02	Conrad et al.				
6 4 0 1 7 1 7							06/11/02	Conrad et al.				
6 4 0 8 8 5 2							06/25/02	Tielemans				
6 4 1 9 6 4 1							07/16/02	Mark et al.				
6 4 2 7 6 8 6							08/06/02	Augustine et al.				
6 4 5 0 1 6 9							09/17/02	Conrad et al.				
6 4 7 4 3 3 9							11/05/02	Grosbois et al.				
6 4 8 5 5 2 4							11/26/02	Strecker				
6 4 8 8 7 0 0							12/03/02	Klumb et al.				
FOREIGN PATENT DOCUMENTS												
	DOCUMENT NUMBER						DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
												YES
												NO
OTHER DOCUMENTS												
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**INFORMATION DISCLOSURE CITATION
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Docket No.: D-3077 CIP

Application No.: 10 / 541, 255

Applicant: Pflueger

Filing Date: 3/27/06

Group Art Unit: 3743

U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	6,415,796	7/2002	CONRAD ET AL			
	6,431,174	8/2002	KNUDSON ET AL			
	6,453,905	9/2002	CONRAD ET AL			
	6,502,574	1/2003	STEVENS ET AL			
	6,513,530	2/2003	KNUDSON ET AL			
	6,513,531	2/2003	KNUDSON ET AL			
	6,516,806	2/2003	KNUDSON ET AL			
	6,523,541	2/2003	KNUDSON ET AL			
	6,523,542	2/2003	KNUDSON ET AL			
	6,523,543	2/2003	CONRAD ET AL			
	6,546,936	4/2003	KNUDSON ET AL			
	6,578,580	6/2003	CONRAD ET AL			
	6,607,584	8/5/2003	KNUDSON ET AL			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
199 20 114 A1	5/1990	GERMANY (Eng Translation)				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

AA	
AB	
AC	
AD	
AE	
AF	
AG	
AH	

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U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FLING DATE IF APPROPRIATE
	6,601,585	8/2003	CONRAD ET AL			
	6,626,181	9/2003	KNUDSON ET AL			
	6,634,362	10/2003	CONRAD ET AL			
	6,636,767	10/2003	KNUDSON ET AL			
	6,742,524	6/2004	KNUDSON ET AL			
	US 2003/0149445 A1	8/2003	KNUDSON ET AL			
	US 2003/0149488 A1	8/2003	METZGER ET AL			
	US 2004/0172054 A1	9/2004	METZGER ET AL			
	5,176,618	1/1993	FREEDMAN			
	5,979,456	11/1999	MAGOVERN			
	6,447,522	9/2002	GAMBALE ET AL			

FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

AA	
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AH	

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U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,998,209	12/1976	Macvaugh			
	4,803,075	02/1989	Wallace et al.			
	4,830,008	05/1989	Meer			
	4,978,323	12/1990	Freedman			
	5,046,512	09/1991	Murchie			
	5,052,409	10/1991	Tepper			
	5,133,354	07/1992	Kallok			
	5,178,156	01/1993	Takishima et al.			
	5,190,053	03/1993	Meer			
	5,204,382	04/1993	Wallace et al.			
	5,258,028	11/1993	Ersek et al.			
	5,281,219	01/1994	Kallok			
	5,284,161	02/1994	Karell			
	5,451,406	09/1995	Lawin et al.			
	5,456,662	10/1995	Edwards et al.			
	5,514,131	05/1996	Edwards et al.			
	5,540,733	07/1996	Testerman et al.			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
WO 00/59398	10/2000	International				
WO 01/19301	03/2001	International				
WO 01/33030	05/2001	International				
0 292 936 A2	11/1988	European				
0 706 808 A1	04/1995	European				
SU 1553140 A1	03/1990	Russia				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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U. S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5,582,184	12/1996	Erickson et al.			
	5,591,216	01/1997	Testerman et al.			
	5,699,377	09/1997	Fenn			
	5,674,191	10/1997	Edwards et al.			
	5,718,702	02/1998	Edwards			
	5,792,067	08/1998	Karell			
	5,792,478	08/1998	Lawin et al.			
	5,843,021	12/1998	Edwards et al.			
	5,897,579	04/1999	Sanders			
	5,922,006	07/1999	Sugerman			
	5,983,136	11/1999	Kamen			
	6,439,238	08/2002	Brenzel et al.			
	2001/0025642	10/2001	Conrad et al.			
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	2001/0052344	12/2001	Doshi			
	2002/0035994	03/2002	Stevens et al.			
	2002/0056462	05/2002	Conrad et al.			
	2002/0108618	08/2002	Conrad et al.			
	2004/0199045	10/2004	Knudson et al.			
	Re. 36,120	03/1999	Karell			
FOREIGN PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
EXAMINER /Clinton Ostrup/			DATE CONSIDERED 01/27/2009			
<p>EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.</p>						

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Form PTO-1449		Docket No.: D-3077CIP		Application No.: 10/541,255			
INFORMATION DISCLOSURE CITATION IN AN APPLICATION <small>(Use several sheets if necessary)</small>		Applicant: Pflueger					
		Filing Date: 3/27/06		Group Art Unit: 3743			
U. S. PATENT DOCUMENTS							
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS		
	5,065,756	11/1991	Rapoport				
	5,355,874	10/1994	Bertram				
	5,720,275	02/1998	Patil et al.				
	6,306,141	10/2001	Jervis				
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	2002/0040712 A1	04/2002	Chou				
FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
AA							
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AC							
AD							
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AH							
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